



**Minutes of 141st Public Meeting
of the Arizona Sports & Tourism Authority
Board of Directors**

Tuesday, October 27, 2015
10:30 a.m.
Fennemore Craig
2394 E. Camelback Rd, Suite 600
Phoenix, AZ 85016

In Attendance:

Board Members Attending in Person

David Eberhart – Board Chair
Maria Baier – Board Vice Chair
Judy Bernas
Tom Rawles
Jeff Meyer
Verma Pastor
Jody Harwood

Staff

Tom Sadler, President and CEO
Kevin Daniels, CFO
Robin Lea-Amos, Office Manager

Authority General Counsel

Sarah Strunk
Tim Berg

Board Members Attending Telephonically

Jeff Overton – Board Secretary
Debbie Johnson

Guests:

Peter Sullivan - Spectra (Formerly Global Spectrum)
Melissa Wasson – Spectra (Formerly Global Spectrum)
Michelle Wilson – Arete Preparatory Academy
Sarah Marbach – Veritas Preparatory Academy
Karen Ewing – One Step Beyond
Ralph Marchetta – Boys & Girls Club of Metro Phx.
Terra Schaad- Hunkapai
Sharon Graham – Upward for Children

John Drum – Arizona Cardinals Football Club
Ron Minegar – Arizona Cardinals Football Club
Rachel Goodwin – Town of Fountain Hills
Tim Barnhart – City of Glendale
Dan Haren – Miracle League
Amy Gibbons - Boys & Girls Club of Metro Phx.
Scott Klaus – Dickenson Wright
Valley of the Sun YMCA

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1. **Call to Order:** The 141st public meeting of the Arizona Sports & Tourism Authority's (the "Authority") Board of Directors (the "Board") was held on Tuesday, October 27, 2015 at the offices of Fennemore Craig, 2394 E. Camelback Road. A quorum being present and the meeting having been duly noticed, Chair Eberhart, called the meeting to order at 10:37 a.m. Robin Lea-Amos held a roll call of members participating.
 2. **ACTION ITEM:** Consideration of Minutes from September 16, 2015 Board Meeting. Chair Eberhart called for a motion to approve the minutes of the Board meeting held September 16, 2015, **attached hereto as Exhibit A**. Upon motion duly made by Member Baier and seconded by Member Pastor, the minutes were unanimously approved.
 3. **ACTION ITEM:** Recommendation by Youth and Amateur Sports Committee regarding 2016 Biennial Grant Applications. Youth & Amateur Sports Committee Chair Maria Baier asked Robin Lea-Amos to share summary of all grant applications received for FY2016 **attached hereto as Exhibit B**. Upon completion of the summary, Member Baier asked for any questions or suggestions regarding the attached recommendation provided by the Youth & Amateur Sports Committee **attached hereto as Exhibit C**. After discussion by members of the Board and upon motion duly made by Member Baier and seconded by Member Bernas the recommendations for funding were unanimously approved and Mr. Sadler was directed to negotiate and enter into the grant agreements reflecting the approved grants.

Upon approval of the recommended grant awards, Tom Sadler shared there were still over \$500,000.00 in funds available and indicated staff would proceed with a second grant cycle to award the remaining amounts of funds available for FY2016 Biennial Grants.

4. **ACTION ITEM:** Ratify Agreement with Gary L. Birnbaum of Dickinson/Wright PLLC. Upon presentation of the Agreement **attached hereto as Exhibit D**, Chair Eberhart asked if there were any questions or discussion of the agreement prior to the vote to ratify. Member Bernas asked Chair Eberhart to summarize the process by which Dickenson Wright/Gary Birnbaum was chosen for co-counsel to the Authority. Chair Eberhart began to explain the process when Member Rawles reminded the Board that the process to discuss was held in Executive Session. Member Rawles asked for clarification from Ms. Strunk as to this discussion taking place in open meeting versus Executive Session. Ms. Strunk indicated the question could be answered in Executive Session; however with respect to the question, a list of potential lawyers were considered and selected by the committee made up of three Board Members, Dave Eberhart, Tom Rawles and Maria Baier. Upon no further discussion, upon motion duly made by Member Rawles and seconded by Member Harwood to ratify the Agreement with Gary L. Birnbaum of Dickinson/Wright PLLC was unanimously approved.

Chair Eberhart recommended changing the order of the remaining items on the agenda

5. **ACTION ITEM:** Consideration of Motion to enter into Executive Session pursuant to A.R.S. §38-431.03(A)(3) and (4) regarding legal advice with attorneys of the Authority regarding certain legal matters involving the Authority: including (a) Saban v. Arizona Department of Revenue, (b) Tourism and Sports Authority v. Hunt Construction (MSE Wall litigation); and (c) electronic security breach. Upon motion duly made by Member Rawles and seconded by Member Harwood, the Board entered into Executive Session.
6. **INFORMATION:** Review of FY2016 First Quarter Financials. CFO, Kevin Daniels delivered a review of the FY2016 1st Quarter Financials **attached hereto as Exhibit E**. Upon review of the financials Chair Eberhart asked if there were any questions and also commended Mr. Daniels on his availability to talk with Board Members at any time to clarify any questions

7. **INFORMATION: Status of RFP's: (a) Media/Lobbying, (b) Stadium Management and (c) Food & Beverage.** Tom Sadler shared with the Board the status of the RFPs as well as the timeline for the Stadium Management and Concessions RFP. Mr. Sadler reported that for the Media/Lobbying RFP, five companies responded to the media portion of the RFP and one company responded to the lobbying portion of the RFP. Chair Eberhart expressed concern that since only one company responded to the lobbying RFP, perhaps we should consider extending the RFP process. Member Bernas indicated that if companies had wanted to respond they would have. There was extensive discussion about the process to advertise the RFP for lobbying services, with the staff indicating that there was an advertisement in the Arizona Capital Times. Upon further discussion, direction was provided to staff to proceed with negotiations with the company that responded.
8. **INFORMATION: New Business or Staff Report.** Mr. Sadler reminded the board that the Auditor General would present their report to the legislature on December 9th. Mr. Sadler reported that the Financial Audit was complete and would be sent to the board when published.
9. **INFORMATION: Announcement of future meeting dates.** No further meetings are scheduled at this time.
10. **Adjournment.** There being no further business, and upon motion duly made by Member Bernas and seconded by Member Meyer, Chair Eberhart adjourned the meeting.